GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department - Diversion of 0.11 ha. of forest land falling in Compartment No.98, Tangeda RF, Guntur Division for laying water pipeline from Krishna river to Bhavya Cement factory, in favor of M/s. Bhavya Cements Ltd., Guntur Division & District – Final (stage-II) approval accorded.

ENVIRONEMNT,FORESTS,SCIENCE&TECHNOLOGY(Section-II)DEPARTMENT

G.O.Ms.No.37 **Dated. 13.06.2022**

Read the following:-

1. From PCCF & HoFF, A.P., Lr.Ref.No.EFS02-15027/5/2019/FCA-SEC/PCCF/FCA-1, dt.14.8.2020 and even no.dt.15.10.2020.
2. State Government Lr.No.1466/Sec.II/2016, EFS&T(Sec.II) Dept., dt.12.11.2020.
3. From GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB105/2020-Vij/23, dt.03.03.2021.
4. From PCCF & HoFF, A.P., Lr.Rc.No.EFS02-15027/5/2019/FCA SEC-PCCF/FCA-3(i), dt.03.10.2021.
5. State Government Lr.No.1466/Sec.II/2016, EFS&T(Sec.II) Dept., dt.18.10.2021.
6. From GoI, MoEF&CC, IRO, Vijayawada, Lr.F.No.4-APB105/2020-Vij/88, dt.19.11.2021.

****

ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 0.11 ha. of forest land falling in Compartment No.98, Tangeda RF, Guntur Division for laying water pipeline from Krishna river to Bhavya Cement factory, in favor of M/s. Bhavya Cements Ltd., Guntur Division & District, and requested to forward to Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests & Head of Forest Force, was sent to Government of India, Ministry of Environment & Forests, Regional Office, Chennai for their approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act, 1980, for the proposal, subject to compliance of certain conditions stipulated therein. Accordingly, in the letter 5th read above, State Government furnished compliance report on the Stage-I conditions stipulated by the Government of India, Ministry of Environment & Forests, Integrated Regional Office, Vijayawada and requested to accord Final (Stage-II) approval for the proposal.

4. In the letter 6th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 0.11 ha. of forest land falling in Compartment No.98, Tangeda RF, Guntur Division for laying water pipeline from Krishna river to Bhavya Cement factory, in favor of M/s. Bhavya Cements Ltd., Guntur Division & District, subject to certain conditions stipulated therein.

(Contd.P-2)

5. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 0.11 ha. of forest land falling in Compartment No.98, Tangeda RF, Guntur Division for laying water pipeline from Krishna river to Bhavya Cement factory, in favor of M/s. Bhavya Cements Ltd., Guntur Division & District, subject to the following conditions:-

i. Legal status of the diverted forest land shall remain unchanged.

ii. The State Forest Department shall raise plantation (ten times the trees to be felled) and its maintenance over 1.50 Ha. of degraded forest area identified in Compt. No.98, Tangeda RF, Guntur Range, from the amount which has already been realized from the User Agency.

iii. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from User Agency.

iv. The muck generated in the earth cutting if any, shall be disposed of at designated dumping sites and in no case the muck / debris will be disposed of in the forest areas.

v. The user agency shall use existing paths and roads for laying of pipeline and no new paths/ roads are to be formed.

vi. The forest land proposed for diversion shall under no circumstances be transferred or sublet to any other agency, Department or person without prior approval of the Central Government.

vii. The layout plan of the proposal shall not be changed without the prior approval of the Central Government.

viii. No labour camp shall be established on the forest land.

ix. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourers after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel.

x. No damage to fora and fauna of the adjoining area shall be caused.

xi. The total forest area utilized for the project shall not exceed 0.11 Ha. and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.

xii. The concerned Divisional Forest Officer, will monitor and take necessary mitigative measures to ensure that there is no adverse impact on the forests in the surrounding area.

xiii. The User Agency shall ensure that any tree felling shall be done only when it is unavoidable and that too under strict supervision of the State Forest Department.

(Contd.P-3)

xiv. The User Agency shall submit self compliance report in respect of the above stated conditions to the State Government and Integrated Regional Office, Vijayawada by the end of March every year.

xv. The User Agency shall comply all the provisions of all the Acts, Rules, Regulations, Guidelines, Hon'ble Court Order(s) and NGT Order(s) pertaining to this project, if any, for the time being in force, as applicable to the project.

xvi. Any other conditions that the Central Government or Regional Officer, Integrated Regional Office Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area, shall be complied by the user agency.

xvii. In the event of failure to comply with any of the above conditions the user agency is liable for penal action as per the provisions of rules / guidelines under FCA, 1980.

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)
NEERABH KUMAR PRASAD
SPCIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:

The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central)
Government of India,
Ministry of Environment, Forests & Climate Change
Integrated Regional Office, Vijayawada,
Green House Complex, Gopal Reddy Road,
Vijayawada-520010

M/s. Bhavya Cements Ltd., Guntur Division & District.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER